IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 178 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE A.L.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

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LEGAL HEIRS OF DECD. RATHOD MALSHANG AMARSHING

Versus

MATHURBHAI MAGANBHAI RAVAL

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Appearance:

MR ANAND R PATEL for Petitioners

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CORAM : MR.JUSTICE A.L.DAVE

Date of decision: 14/02/2001

ORAL JUDGEMENT

1. The Revisioners who is defendant in Regular Civil Suit No. 64/99 pending in the Court of Civil Judge (Junior Division) at Prantij is aggrieved by an order of the Trial Court admitting a particular document on record during the course of deposition of a witness Mathurbhai

Maganbhai Raval, Exh. 72.

2. Heard learned advocate Mr.A.R.Patel. Considering the scope of Section 115 of Civil Proceedure Code and the decision in BABUBHAI NARSINHBHAI PATEL Vs. SHANTABEN DEVCHANDBHAI 1984 G.L.H. UJ 41 this revision cannot be entertained. If the revisioner is aggrieved by a admission or non admission of a document, the same can be challenged while preferring the appeal.Under the circumstances, this Revision application must fail and is rejected. No Costs

(A.L. DAVE,J.)

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